

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 10/538,430

Applicant: Sawall et al.

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TC/AU: Unassigned

Examiner: Unassigned

Docket No.: 235838 (Client Reference No. MEMM P139 US)

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RENEWED SUBMISSION UNDER 37 CFR 1.42

REQUEST FOR RECONSIDERATION

With reference to the Decision on the request under 37 CFR §1.42, dated September 15, 2006, reconsideration is respectfully requested.

With respect to the possible alteration of the Declaration by virtue of the handwritten dates, it was apparent that such dates would have been entered at the time of execution, since various dates are reflected. During discussions with Ms. Thomson, it was tentatively agreed that this objection would be withdrawn.

With respect to the accuracy of the translation, enclosed is a verification of the accuracy of the German language text.

Hence, it is believed that the Declaration, and hence the application, is now in proper form.


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November 2, 2006

Re: 549-110452

To Whom It May Concern:

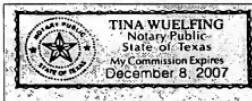
This is to certify that a professional translator on our staff who is skilled in the German language translated the enclosed TITLE from German into English.

We certify that the attached English translation conforms essentially to the original German language.

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Kim Vitray
Operations Manager

Subscribed and sworn to before me this 2nd day of November, 2006.



Tina Wuelfing
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Declaration and Power of Attorney for Patent Application, German Language Declaration with Translation into English

Job No.: 549-110452

Translated from German by the McElroy Translation Company
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Ref.: German Language Declaration and Certification

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[Key to Page 1]

1.

As the inventor named below, I hereby declare in lieu of an oath:

that my residence, mailing address, and citizenship are as stated below, after my name, that to the best of my knowledge, I am the original, first and sole inventor (if only one name is listed below) or an original, first and co-inventor (if several names are listed below) of the subject matter for which this request is filed and for which a patent is sought for the invention entitled:

2.

the description of which is attached hereto

... unless (in which case please mark the box) this invention

was filed on

under the U.S. Application Number or under the International Application Number under the Patent Cooperation Treaty (PCT)

and was amended on

(if applicable).

3.

I hereby confirm that I have reviewed and that I understand the contents of the above-identified patent application, including the claims, which may have been amended by a supplementary request mentioned above.

4.

I hereby acknowledge my obligation to disclose any information that may be relevant to the examination of patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

[Key to Page 2]

5.

I hereby claim the benefits of foreign priority under Title 35, US Code, § 119(a)-(d) and § 365(b) of all below-listed 119(a)-(d) foreign applications for patents or inventor's certificates, or § 365(a) of all PCT international applications that designate at least one country other than the United States of America and, by checking the appropriate box(es), have identified below all foreign applications for patents and inventor's certificates or PCT international applications, the filing date of which precedes the application for which priority is claimed.

6.

I hereby declare that to the best of my knowledge and belief all statements made herein are true and that I make this declaration in lieu of an oath with the knowledge that according to § 1001, Title 18 of the U.S. Code, false statements or the like made knowingly and willfully, are punishable by fine and/or imprisonment and that such knowingly and willfully false statements may jeopardize the validity of the present patent application of any patent issued thereon.

[Key to Pages 3, 4 and 5]

7.

... (list name(s) and registration number(s))

8.

Mailing address: